IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 25TH AUGUST 2006 / 3RD BHADRA 1928

Bail Appl..No. 5228 of 2006

CRIME NO. 390/2006 OF ALAPPUZHA TOWN NORTH POLICE STATION

PETITIONER

STANLEY D' CRUZ @ SANI,
S/O. LATE PATRICK D' CRUZ, AGED 29 YEARS,
39/6170 BC, KATTUNILATH HOUSE,
PERUMANOOR P.O., KOCHI.

BY ADV. SRI.DENIZEN KOMATH

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY THE
SUB INSPECTOR OF POLICE,
ALAPPUZHA TOWN NORTH POLICE STATION,
THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 25/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5228/2006

DATED THIS THE 25TH DAY OF AUGUST, 2006

O R D E R

The petitioner is the first accused, in crime No. 390/2006 of Alappuzha Town North Police Station, for the offence punishable under Sections 498A and 323 IPC read with Section 34 IPC.

2. The allegation is that the petitioner had assaulted his wife as well as his father-in-law, and also demanded more dowry. The accused Nos.2 to 4 had also perpetuated cruelties, on her.

3. After hearing both sides and considering the materials on record, I direct the petitioner to surrender before the Investigating Officer, who is investigating crime No. 390/2006 of Alappuzha Town North Police Station, on 31.8.2006, between 10.30 a.m and 11.00 a.m.

4. The Investigating Officer shall interrogate the petitioner and produce him before the Court below, as per the law. The petitioner may move an application for bail

before that Court, and the learned Magistrate shall pass appropriate orders, on the date of production itself. If the custodial interrogation of the petitioner is sought by the police, the same shall also be considered by the learned Magistrate, as per the law.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs